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**CONFIRMATION** ☒

<b>TO:</b> Central Fax Delivery	<b>COMPANY:</b> U.S. PATENT & TRADEMARK OFFICE
<b>FAX NUMBER:</b> (571) 273-8300	<b>PHONE NUMBER:</b> (866) 217-9197

**From:** Randall L. Shoemaker

**Date:** January 18, 2007

**Total Number of Pages Including Cover Sheet:** 13

**Message:**

**RE:** Application No.: 09/751,397 - Filing Date: January 2, 2001  
Applicant: Lori Ann Wilson et al.  
Group Art Unit: 1761  
Examiner: Thuy Tran Lien  
Title: Waxy Wheat Products And Processes For Producing Same  
Attorney Docket: 675000-353

Transmitted herewith are the following documents:

- 1) Revocation of Power of Attorney With New Power of Attorney and Change of Correspondence Address (1 page);
- 2) Statement Under 37 CFR 3.73(b) (1 page); and
- 3) Copy of Recorded Assignment (10 pages).

If you have not received the total number of pages, please call the facsimile department at (248) 646-4300. *Thank you.*

**IMPORTANT** - This message is intended solely to be used by the individual or entity to which it is addressed. It may contain information which is privileged, confidential and otherwise exempt by law from disclosure. If the reader of this message is not the intended recipient, or an employee or agent responsible for delivering this message to its intended recipient, you are herewith notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us by telephone immediately and return this communication to us at the above address via the United States Postal Service. *Thank you.*

**OFFICE CODE**

**Client Name:** Kellogg Company  
**Client/Matter Number:** 675000-353  
**Attorney Number:** [1179]  
**Secretary/Ext.:** Christy Taylor/7545

**Matter Name:**  
**Attorney Initials:** RLS  
**No. of Pages:** 13  
**Amount:**

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PTO/SB/82 (01-08)

Doc Code:

Approved for use through 12/31/2008. OMB 0651-0035  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS</b>	Application Number	09/751,397
	Filing Date	January 2, 2001
	First Named Inventor	Lori Ann Wilson
	Art Unit	1761
	Examiner Name	Thuy Tran Lien
	Attorney Docket Number	675000-353

I hereby revoke all previous powers of attorney given in the above-identified application:

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number:

59582

☒ Please change the correspondence address for the above-identified application to:☒ The address associated with  
Customer Number:

59582

OR

☐ Firm or  
Individual Name

Address

City

State

ZIP

Country

Telephone

Email

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71  
Statement under 37CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Signature

Name

Randall L. Sheemaker

Date

January 18, 2007

Telephone

248-433-7383

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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JAN 18 2007

Doc Code:

PTO/SB/96 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Lori Ann Wilson et al.Application No./Patent No.: 09/751,397Filed/Issue Date: January 2, 2001Entitled: **WAXY WHEAT PRODUCTS AND PROCESSES FOR PRODUCING SAME**Kellogg Company, a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at 013700, Frame 0288, or a true copy of the original is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

- ☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Randy Shoemaker  
Signature

Randall L. Shoemaker, Reg. No. 43,118

Printed or Typed Name

Attorney

Title

January 18, 2007

Date

248-433-7383

Telephone number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

69500-353

NOVEMBER 18, 2002

PTAS

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
www.uspto.govHOWARD & HOWARD ATTORNEYS, P.C.  
RANDALL L. SHOEMAKER  
39400 WOODWARD AVE., STE. 101  
BLOOMFIELD HILLS, MI 48304-5151

\*102281023A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENTCORRECTED  
NOTICE

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/19/2002

REEL/FRAME: 013200/0288  
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
WILSON, LORI ANN

DOC DATE: 07/03/2002

ASSIGNOR:  
COLYN, JOHN WILLIAMS

DOC DATE: 07/03/2002

ASSIGNOR:  
LAI, GRACE

DOC DATE: 07/03/2002

ASSIGNEE:  
KELLOGG COMPANY  
ONE KELLOGG SQUARE  
BATTLE CREEK, MICHIGAN 49016-3599SERIAL NUMBER: 09751397  
PATENT NUMBER:FILING DATE: 01/02/2001  
ISSUE DATE:

JAN 18 2007 10:16 AM FR DICKINSON WRIGHT PLLC33 7274 TO 2#693#9157127383 P.05

013200/0288 PAGE 2

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PEARLENE FOSTER, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

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CIT. 1 PAGE 2 FOR CERTIFICATE OF MAILING

Rev. 6/93)  
JMB No. 0651-0011

11-15-2002



To the  
Please

102281023

U. S. Dept. of Commerce  
Patent and Trademark Office

Remarks:  
by thereof

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1. Name of Conveying Party(ies):

Wilson, Lori Ann; Colyn, John William; Lai, Grace

Additional name(s) of conveying party(ies) attached?

Yes No ☒ X

08-19-02

2. Name and address of receiving party(ies)

Name: Kellogg Company

Internal Address:

Street Address: One Kellogg Square, P.O. Box 3599

City: Battle Creek State: Michigan Zip: 49016-3599

Additional name(s) & address(es) attached: Yes ☒ X No

3. Nature of conveyance:

☒ X Assignment ☐ Merger  
☐ Security Agt. ☐ Change of Name  
☐ Other

Execution Date: July 3, 2002

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date is:

A. Patent Application No.(s)  
09/751,397 filed January 2, 2001  
Additional numbers attached:

B. Patent No(s).  
Yes ☒ X No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Randall L. Shoemaker

Internal Address: Howard & Howard Attorneys, P.C.

Street Address: 39400 Woodward Avenue, Suite 101

City: Bloomfield Hills State: Michigan Zip: 48304-5151

6. Total no. of applications and patents involved

One

7. Total fee (37 CFR 3.41) \$40.00

☒ X Enclosed  
Authorized to be charged to deposit account

8. Deposit account number:

08-2789

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

*[Signature]*

August 12, 2002

PAGE 6/13 \* RCVD AT 1/18/2007 10:15:50 AM [Eastern Standard Time] \* SVR:USPTO-EFXXF-1/9 \* DNIS:2738300 \* CSID:248 433 7274 \* DURATION (mm-ss):04-58

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OFFICE OF PUBLIC RECORDS  
2007 NOV 13 AM 10:23  
FINANCE SECTION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Wilson, et al.  
Serial No.: 09/751,397  
Group Art Unit: 1761  
Filed: January 2, 2001  
Examiner: Unknown  
For: WAXY WHEAT PRODUCTS AND PROCESSES PRODUCING SAME  
Docket No. 67,500-353

**REQUEST FOR CORRECTED  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

United States Patent and Trademark Office  
Assignment Division  
Box Assignments, CG-4  
1213 Jefferson Davies Highway, Suite 320  
Washington, D.C. 20231

Dear Sir/Madam:

Attached is a copy of the Notice of Recordation of Assignment Document received from the PTO in the above application for which issuance of a corrected notice is respectfully requested. There is an error with respect to the following data, which is incorrectly entered. Assignor's name is incorrectly listed as "Grace, Lai". The correct name is "Lai, Grace". The corrections are not due to any error by the Applicant and no fee is believed due. To the extent that a fee is due for the above correction under 37 C.F.R. § 1.19(h) the Commissioner is hereby authorized to charge any fee or refund any overpayment to deposit account no. 08-2789 in the name of Howard & Howard Attorneys, P.C.

Respectfully submitted,

HOWARD &amp; HOWARD ATTORNEYS, P.C.

November 6, 2002

Date

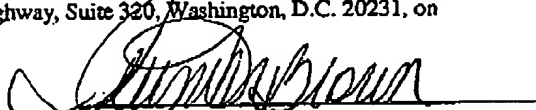


Randall E. Shoemaker, Registration No. 43,118  
39400 Woodward Avenue, Suite 101  
Bloomfield Hills, MI 48304-5151  
(248) 723-0425

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**CERTIFICATE OF MAILING**

I hereby certify that this paper or fee is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to the United States Patent and Trademark Office, Assignment Division, Box Assignments, CG-4, 1213 Jefferson Davis Highway, Suite 320, Washington, D.C. 20231, on November 6, 2002.

  
Irene M. Brown

G:\J-Kellogg\patents\p00353\Patents\Corrected Recordation Sheet.doc



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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**JAN 18 2007**

In re application of: Wilson, et al.  
Serial No.: 09/751,397  
Group Art Unit: 1761  
Filed: January 2, 2001  
Examiner: Unknown  
For: WAXY WHEAT PRODUCTS AND PROCESSES PRODUCING SAME  
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Respectfully submitted,

**HOWARD & HOWARD ATTORNEYS, P.C.**

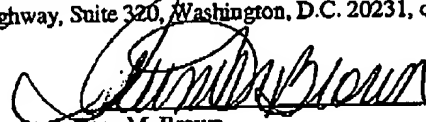
November 6, 2002

Date

  
Randall L. Shoemaker, Registration No. 43,118  
39400 Woodward Avenue, Suite 101  
Bloomfield Hills, MI 48304-5151  
(248) 723-0425

**CERTIFICATE OF MAILING**

I hereby certify that this paper or fee is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to the United States Patent and Trademark Office, Assignment Division, Box Assignments, CG-4, 1213 Jefferson Davis Highway, Suite 320, Washington, D.C. 20231, on November 6, 2002.

  
Irene M. Brown

G:\LK\Kelllogg\patents\Ip00353\Patents\Corrected Recordation Sheet.doc

Attorney Docket No. 67,500-353

**ASSIGNMENT**  
**(Joint Inventors)**

WHEREAS, we, Lori Ann Wilson, John William Colyn, and Grace Lai (hereinafter referred to as Assignors), residing respectively at 13606 C Avenue East, Hickory Corners, Michigan 49060, 33 Lynwood Drive, Battle Creek, Michigan 49015, and 3232 Brynmawr Drive, Portage, Michigan 49024, have invented new and useful improvements in:

**WAXY WHEAT PRODUCTS AND PROCESSES FOR PRODUCING SAME**

which is set forth in application serial no. 09/751,397 filed the United States Patent and Trademark Office on January 2, 2001:

AND WHEREAS, Kellogg Company (hereinafter referred to as Assignee), of One Kellogg Square, P.O. Box 3599, Battle Creek, Michigan 49016-3599, is desirous of acquiring the entire right, title and interest in and to said invention and said Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, be it known by all whom it may concern, that for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the Assignors have assigned, sold and set over, and by these presents assign, sell and set over unto the Assignee, its successors, legal representatives and assigns, for the territory of the United States of America and all foreign countries, the entire right, title and interest in and to said invention, said application for Letters Patent, including the right to file foreign patent applications corresponding to said application, and the right to claim the priority date of said United States patent application and any legal equivalents thereof, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and to any and all divisions, continuations, and continuations-in-part of said application, or re-issues or extensions of said Letters Patent or Patents prepared and executed by Assignors on even date herewith, the same to be held and enjoyed by the Assignee, as fully and entirely as the same would have been held by the Assignors had this Assignment and sale not been made.

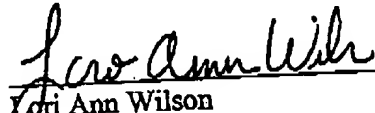
AND the Assignors hereby covenant and agree that the Assignors will at any time upon the request and at the expense of the Assignee execute and deliver any and all papers and do all lawful acts that may be necessary or desirable to perfect the title to said invention and to obtain Letters Patent therefor, and the Assignors hereby authorize and request the Commissioner of Patents to issue said Letters Patent to the said Assignee in accordance with this Agreement.

Attorney Docket No. 67,500-353

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JAN 18 2007

IN TESTIMONY WHEREOF, I hereunto set my hand at Battle Creek, MI, in  
the State of Michigan, this 3rd day of July, 2002.


  
Lori Ann Wilson

STATE OF MICHIGAN )  
COUNTY OF CALHOUN )

Before me personally appeared said Lori Ann Wilson, and acknowledged the foregoing  
instrument to be her own free act and deed, this 3rd day of July, 2002.

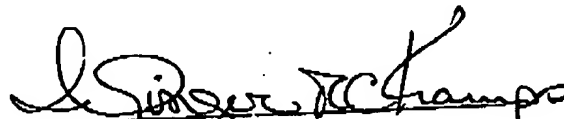
  
Notary Public  
GINGER R.C. KAMPS  
NOTARY PUBLIC - CALHOUN CO., MI  
MY COMMISSION EXPIRES ON 01/21/2008

IN TESTIMONY WHEREOF, I hereunto set my hand at Battle Creek, in  
the State of Michigan, this 23rd day of July, 2002.

  
John William Colyn

STATE OF MICHIGAN )  
COUNTY OF CALHOUN )

Before me personally appeared said John William Colyn, and acknowledged the  
foregoing instrument to be his own free act and deed, this 23rd day of July,  
2002.

  
Notary Public  
GINGER R.C. KAMPS  
NOTARY PUBLIC - CALHOUN CO., MI  
MY COMMISSION EXPIRES ON 01/21/2008

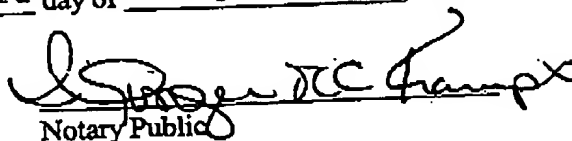
Attorney Docket No. 67,500-353

IN TESTIMONY WHEREOF, I hereunto set my hand at Battle Creek, in  
the State of Michigan, this 3rd day of July, 2002.

  
Grace Lai

STATE OF MICHIGAN )  
COUNTY OF CALHOUN )

Before me personally appeared said Grace Lai, and acknowledged the foregoing  
instrument to be her own free act and deed, this 3rd day of July, 2002.

  
Notary Public

GINGER R. KRAFT  
NOTARY PUBLIC - MICHIGAN  
MY COMMISSION EXPIRES OCT 22, 2003

Please address all correspondence and telephone calls and, upon recordation, please  
return this document to:

RANDALL L. SHOEMAKER, ESQ.  
HOWARD & HOWARD ATTORNEYS, P.C.  
39400 Woodward Avenue, Suite 101  
Bloomfield Hills, Michigan 48304-5151  
(248) 645-1483